THE HONORABLE KYMBERLY K. EVANSON

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STIPULATION FOR AND ORDER OF DISMISSAL WITH PREJUDICE - 1 3:22-cv-05101 DGE

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA

SUSAN ZAWACKY, individually, and as Personal Representative of the Estate of JENOAH DONALD, deceased; ALEXZANDRA GASAWAY, individually, and as guardian of minor child I.D.; TIFFANY WALLAWAY, individually, and as guardian of minor child S.W.; KARLIE KOACH, individually, and as guardian of minor child C.K.,

Plaintiffs,

v.

COUNTY OF CLARK, a political subdivision of the State of Washington; Sheriff's Deputy SEAN BOYLE; and Sheriff's Deputy HOLLY TROUPE;

Defendants.

No. 3:22-cv-05101 KKE

STIPULATION FOR AND ORDER OF DISMISSAL WITH PREJUDICE

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs SUSAN ZAWACKY, individually, and as Personal Representative of the Estate of JENOAH DONALD, deceased; ALEXZANDRA GASAWAY, individually, and as guardian of minor child I.D.; TIFFANY WALLAWAY, individually, and as

KEATING, BUCKLIN & MCCORMACK, INC., P.S.

ATTORNEYS AT LAW
801 SECOND AVENUE, SUITE 1210

801 SECOND AVENUE, SUITE 121 SEATTLE, WASHINGTON 98104 PHONE: (206) 623-8861 FAX: (206) 223-9423

1	guardian of minor child S.W.; KARLIE KOACH, individually, and as guardian
2	of minor child C.K. and Defendants COUNTY OF CLARK, a political subdivision
3	of the State of Washington; Sheriff's Deputy SEAN BOYLE; and Sheriff's Deputy
4	HOLLY TROUPE that all of Plaintiffs' claims against Sheriff's Deputy SEAN
5	BOYLE; and Sheriff's Deputy HOLLY TROUPE may be dismissed with prejudice
6	and without assessment by the Court of costs or attorneys' fees to either party.
7	The parties further stipulate and agree that the caption in this matter should be
8	amended to reflect that the COUNTY OF CLARK is the sole remaining
9	defendant in this matter. The Court shall retain continuing and exclusive
10	jurisdiction pending conclusion of litigation against the COUNTY OF CLARK.
11	
12	Dated: 4/29/25 ANGUS LEE LAW FIRM, PLLC
13	
14	/s/ D. Angus Lee
15	D. Angus Lee, WSBA# 36473 Attorneys for Plaintiffs
13	9105A NE HWY 99, Suite 200
16	Vancouver, WA 98665 P: 360.635.6464 F: 888.509.8268
17	Angus@AngusLeeLaw.com
18	
19	Data 1. 4/20/25 VEATING DUCKLING & MacCODMACK INC. D.C.
20	Dated: 4/29/25 KEATING, BUCKLIN & McCORMACK, INC., P.S.
21	/s/ Thomas Miller (approved via email 4/29/25)

Thomas P. Miller, WSBA #34473

Seattle, WA 98104 Ph.: (206) 623-8861 / FAX: (206) 223-9423

Attorneys for Defendants 801 Second Avenue, Suite 1210

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STIPULATION FOR AND ORDER OF DISMISSAL WITH PREJUDICE - 2 3:22-cv-05101 DGE

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> STIPULATION FOR AND ORDER OF DISMISSAL WITH PREJUDICE - 3

3:22-cv-05101 DGE

ORDER

PURSUANT TO THE FOREGOING STIPULATION, IT IS ORDERED that Plaintiff's claims against Sheriff's Deputy SEAN BOYLE and Sheriff's Deputy HOLLY DEZUBIRIA¹ are dismissed without prejudice and without assessment by the Court of costs or attorneys' fees to either party. IT IS FURTHER ORDERED that the caption in this matter shall be amended to remove Sheriff's Deputy SEAN BOYLE and Sheriff's Deputy HOLLY DEZUBIRIA, so that the COUNTY OF CLARK is the sole remaining defendant. The Court shall retain continuing and exclusive jurisdiction pending conclusion of litigation against the COUNTY OF CLARK.

DATED this 30th day of April, 2025.

Kymberly K. Evanson United States District Judge

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¹ The parties' stipulation references dismissing Holly Troupe, but the Court previously substituted Holly DeZubiria for Holly Troupe. Dkt. No. 62. Accordingly, the Court corrects this scrivener's error by correctly dismissing Holly DeZubiria so that County of Clark is the sole remaining defendant.

> KEATING, BUCKLIN & MCCORMACK, INC., P.S. ATTORNEYS AT LAW 801 SECOND AVENUE, SUITE 1210 SEATTLE, WASHINGTON 98104 PHONE: (206) 623-8861 FAX: (206) 223-9423